HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

Writ Appeal No.1375 of 2006

Between

Smt.M.Yashoda Bai .. Appellant

AND

The Chief Commissioner of Land Administration ..Respondents and others

:: JUDGMENT ::

Counsel for the appellant	Sri D.Sudhakar Reddy for Sri H.Venugopal
Counsel for respondents	Government Pleader for Revenue

2.1.2007

Per G.S.Singhvi, CJ.

This is an appeal for setting aside order dated 8.11.2006 passed by the learned Single Judge whereby he dismissed the writ petition

filed by the appellant for grant of a declaration that the respondents cannot allot land measuring 250 square yards situated at Pochamma Basti, Masab Tank, Hyderabad to the Tribal Welfare Department by treating the same as Government land.

After arguing the case for some time, learned counsel for the appellant made a request that his client may be permitted to withdraw the writ appeal along with writ petition No.21347 of 2006 and avail other remedies.

Learned Government Pleader for Revenue says that he does not have any objection, but, liberty may be given to the respondents to question the very maintainability of the proceedings which may be instituted by the appellant.

In view of the above, the request made by the learned counsel for the appellant is accepted and the appeal is dismissed along with writ petition No.21347 of 2006 with liberty is also given to the appellant to avail other legal remedies. A corresponding right is given to the respondents to question the very maintainability of the suit or petition which may be filed by the petitioner-appellant hereinafter.

As a sequel to dismissal of the writ appeal, W.A.M.P. No.2882 of 2006 is disposed of as infructuous.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY, J

2.1.2007.
psr